

[Dkt. Ent. 17, 22]

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE

DAVE DONACHY, et al.,

Plaintiffs,

v.

INTRAWEST U.S. HOLDINGS,
INC., and PLAYGROUND
DESTINATION PROPERTIES,
INC.,

Defendants.

Civil Action No.
10-4038 (RMB/KMW)

ORDER

THIS MATTER comes before the Court upon the Motion of Defendants Intrawest U.S. Holdings, Inc. and Playground Destination Properties, Inc. to Dismiss the Amended Complaint filed by Plaintiffs Dave and Carol Donachy, Anthony and Susan DiMeglio, Andrew and Charlene Wingfield, Richard and Suzanne Kucharski, Vincent and Donna LaRocca and Ali Imtiaz ("Plaintiffs"), see Dkt. Ent. 17, and the Motion for Leave to File a Sur Reply filed by Plaintiffs, see Dkt. Ent. 22; and the Court having considered the moving papers; and for the reasons expressed in the Opinion issued this date;

IT IS ON THIS **21st** day of **July 2011**, HEREBY **ORDERED** as follows:

Defendants' motion to dismiss on the basis of the forum selection clause or, in the alternative, on the basis of forum non conveniens [Dkt. Ent. 17] is **DENIED**; and

IT IS FURTHER **ORDERED** that Plaintiffs' motion to file a sur-reply [Dkt. Ent. 22] is also **DENIED**.

s/Renée Marie Bumb
RENÉE MARIE BUMB
United States District Judge